

APPLICATION PURSUANT TO
SECTION 107 (C)(5) of
THE NATURAL GAS POLICY ACT OF 1978 (NGPA)

RECEIVED BY

MAY 11 1984

O. C. D.
ARTESIA, OFFICE

AFFIDAVIT

STATE OF NEW MEXICO

COUNTY OF CHAVES

BEFORE ME, the undersigned authority, duly commissioned and qualified within and for the State and County aforesaid, personally came and appeared Sharon R. Hamilton who, being by me first duly sworn, deposed and said:

That she is the Land Coordinator of McKay Oil Corporation, the Applicant for the well as described heretofore in this application, and, in that capacity, she is requesting the appropriate Director of the Minerals Management Service to determine the eligibility of said well for wellhead pricing purposes pursuant to the rules and regulations of the Geological Survey, Federal Energy Regulatory Commission, NGPA, and the New Mexico Oil Conservation Division.

That the surface drilling of the well McKay-Harvey Federal #1, API No. 30005-62103, began after July 16, 1979, and that the well completion location from which the subject gas is produced was designated a tight sands formation by the FERC on June 10, 1981, in Docket No. RM-79-76 (New Mexico-3), Order No. 157; and that she has no knowledge of any other information not described in the Application which is inconsistent with this conclusion.

She further states that she has mailed, or caused to be mailed, postage prepaid, a copy of the completed Form FERC 121, Application for Determination of the Maximum Lawful Price Under the Natural Gas Policy Act, to the purchaser (s) and the colessee (s) and/or working interest owners, which are listed separately.

To the best of her knowledge and belief, all information contained in this Application for category determination, pursuant to the NGPA, is true and correct including all documents, testimony, and evidence submitted with the Application.

Signed Sharon R. Hamilton
Sharon R. Hamilton
Land Coordinator
McKAY OIL CORPORATION

Subscribed in my presence and duly sworn to before me, this
9th day of May, 1984.

My Commission expires:
March 18, 1986

Louise R. Schmitt
Notary Public